



TOWN OF COMOX

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PUBLIC HEARING MEETING **AGENDA FOR WEDNESDAY FEBRUARY 5, 2020**

We respectfully acknowledge that we live, work and play on the traditional lands of the K'ómoks First Nation ... Gila'kasla ... Hay ch q' a'

Meeting Location: Council Chambers, 1801B Beaufort Avenue, Comox

Call to Order: 6:30 P.M.

Adoption of the Agenda

PUBLIC HEARING TO CONSIDER THE FOLLOWING AGENDA ITEMS:

1. REZONING APPLICATION: RZ 19-5 CANNABIS PRODUCTION:

- (6) a. [Comox Zoning Amendment Bylaw 1926](#)

Adjournment

Deputy Corporate Administrator

PUBLIC HEARING – Opening Statement

This Public Hearing is hereby convened pursuant to Section 464 of the Local Government Act for the purpose of hearing representations from those persons who believe that their interest is affected by the proposed:

1. Rezoning Application RZ 19-5 (Cannabis Production):

a. Comox Zoning Amendment Bylaw 1926

The proposed bylaw has received first and second readings, but has not passed third reading or been adopted by Council. Notices of this Public Hearing have been published in accordance with the requirements of the Local Government Act. Also, a copy of the proposed bylaw, supporting documentation and any submissions to Council received from the public have been available for inspection at Comox Town Hall as required by the Local Government Act. Copies are also available for review at the desk of the clerk.

To maintain order and to ensure everyone a reasonable opportunity to be heard, I ask that each person wishing to speak first sign the Speaker's List, located at the desk of the Clerk. Once called by the Chair, please begin your presentation to Council by clearly stating your name and address. Please make your presentation as brief as possible. After all have had an opportunity to be heard, anyone wishing to have further input may once again sign the Speaker's List.

Council will not debate with each other or members of the public. Council will not answer questions; we are here to hear from you. Technical questions may be directed by the Chair to the staff.

Everyone will be given a reasonable opportunity to be heard at this meeting. No one will be, or should feel, discouraged or prevented from making his or her views heard. Please refrain from any conduct that would intimidate others or discourage them from speaking.

1. Rezoning Application RZ 19-5 (Cannabis Production):

Application Summary

a) Comox Zoning Amendment Bylaw 1926

In general terms, the purpose of Comox Zoning Amendment Bylaw 1926 is to permit the production of recreational cannabis on lands zoned I2.1 Aeronautical Industrial; shown shaded on the map, and to replace references to Access to Cannabis for Medical Purposes Regulations with references to the Cannabis Act throughout Comox Zoning Bylaw 1850.



Before closing the Public Hearing, I am going to call three times for any further speakers on any of the matters contained in the proposed bylaw.

For the first time, is there anyone who wishes to make any further representation?

For the second time, is there anyone who wishes to make any further representation?

For the third time, is there anyone who wishes to make any further representation?

There being no further speakers, I declare this Public Hearing closed.

CALL OF REGULAR MEETING BACK TO ORDER

TOWN OF COMOX

BYLAW 1926

A BYLAW TO AMEND COMOX ZONING BYLAW 1850

WHEREAS the Council of the Town of Comox has the authority under the provisions of the *Local Government Act* to amend the Zoning Bylaw;

NOW THEREFORE the Council of the Town of Comox, in open meeting assembled, enacts as follows:

1. Title

This bylaw may be cited for all purposes as “Comox Zoning Amendment Bylaw 1926”.

2. Amendments

1. Comox Zoning Bylaw 1850 is hereby amended as follows:

(1) Under Section 3 Interpretation:

(a) Adding the following definition in alphabetical order:

Cannabis Production Facility

A building or part thereof used, in accordance with a license issued under Part 5 of the Cannabis Act, to produce cannabis for recreational or medical use, including cultivation, drying, testing and research laboratory, packaging and shipping; does not include a retail store.

(b) Replacing the definition for Manufacturing with the following:

Manufacturing

Includes fabrication and assembly; does not include cannabis production facilities, junkyards, impound yards, wrecking yards, or primary processing of minerals, cement plants, concrete plants or other heavy industrial uses.

(c) Replacing the definition for Plant Nursery with the following definition:

Plant Nursery

A parcel, structure or part thereof used for the growing of flowers, fruits, vegetables, plants, shrubs, trees or similar vegetation and their retail sale; may also include the retail sale of related accessory supplies; does not include cannabis production facilities.

(d) Deleting the definition for **Medical Cannabis Production Facility**

- (2) Replacing Section 5.10(7) with the following text:

the retail sale of cannabis, or any other method of distributing cannabis other than by a recreational cannabis retail store, shipping authorized by the *Cannabis Act* and undertaken by a cannabis production facility, or shipping authorized by a licence issued under the *Cannabis Control and Licencing Act*, and for clarity, this prohibition includes the distribution of cannabis at premises commonly known as compassion clubs, which distribute cannabis to club members or other persons at the premises, whether for use at the premises or at another location.

- (3) Schedule "A" Section 502 I2.1 Aeronautical Industrial is hereby amended by:

- (a) adding the following text as Section 502.1(6):

Cannabis production facilities

- (b) deleting Section 502.1(18).

2. Comox Zoning Bylaw 1850 is further amended by making such consequential changes as are required to reflect the foregoing amendments, including without limitation changes in the numbering and order of the sections of this bylaw.

3. Adoption

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| (1) READ A FIRST AND SECOND time this | 20 th day of November, 2019 |
| (2) ADVERTISED A FIRST time this | 2 nd day of January, 2020 |
| (3) ADVERTISED A SECOND time this | 7 th day of January, 2020 |
| (4) PUBLIC HEARING HELD this | day of , 2019 |
| (5) READ A THIRD time this | day of, 2019 |
| (6) ADOPTED this | day of, 2019 |

Russ Arnott,
Mayor

Corporate Officer